

F I L E D  
Clerk  
District Court

NOV 22 2006

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE  
10 NORTHERN MARIANA ISLANDS

11 LI YING HUA, LI ZHENG ZHE and XU )  
12 JING JI, ) Civil Action No. CV 05-00019  
13 Plaintiffs, )  
14 v. ) **NOTICE OF ERRATA;**  
15 JUNG JIN CORP., ASIA ENTERPRISES, ) **CORRECTION OF OBJECTION TO**  
16 INC., PARK HUA SUN and KIM HANG ) **SUBPOENA AND MOTION TO**  
17 KWON, ) **QUASH SUBPOENA FILED ON**  
18 Defendants. ) **NOVEMBER 21, 2006**

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20 Non-party Commonwealth of the Northern Mariana Islands, Department of  
21 Finance, Division of Revenue and Taxation files this Notice of Errata and Correction of  
22 Objection to Subpoena and Motion to Quash Subpoena to partially withdraw its  
23 Objection and correct arguments made in its original Objection and Motion to Quash.

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25 Section One of that Objection should be withdrawn in its entirety. In Section One,  
26 the Commonwealth objected to the subpoenas issued to (1) Roman Reyes of the  
27 Enforcement and Regulatory Branch with respect to poker records; and (2) Business  
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1 License Section with respect to business licensing records. This objection was based upon  
2 the argument that both subpoenas failed to comply with Federal Rule of Civil Procedure  
3 45(a)(1)(D).

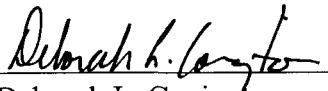
4       1. Reyes Subpoena. At the time this objection was drafted, the copy of the  
5 subpoena issued to Roman Reyes provided to the Commonwealth's counsel by the  
6 Division of Revenue and Taxation did not contain the page outlining the language  
7 required by Fed. R. Civ. P. 45(a)(1)(D). The original subpoena issued to Mr. Reyes was  
8 provided by the Division to counsel at 2:30 pm on November 21, 2006. In a rush to get  
9 the objection filed, counsel for the Division overlooked the backside of the subpoena that  
10 contained the required language. As such the Commonwealth withdraws its objection to  
11 the Reyes subpoena to the extent such objection is based upon the assertion that the  
12 subpoena did not contain language required by Fed. R. Civ. P. 45(a)(1)(D). The  
13 Commonwealth maintains its objection to that subpoena on the other grounds outlined in  
14 its Objection.

15       2. Business License Subpoena. The Division of Revenue and Taxation provided  
16 counsel with the Business License subpoena for the first time at 2:30 pm on November  
17 21, 2006. The copy provided did not contain the backside of page one, which upon  
18 further investigation, contained language required by Fed. R. Civ. P. 45(a)(1)(D).  
19 Plaintiff's counsel emailed the undersigned and pointed out that both subpoenas did in  
20 fact contain the required language. After following up with the Division with respect to  
21 the Business License subpoena, a proper copy containing the required language was  
22 provided to the undersigned. As such, the Commonwealth withdraws in its entirety the  
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1 objection with respect to the subpoena issued to Business License. The Commonwealth  
2 will make arrangements with Plaintiffs' counsel to comply with that subpoena.

3 Counsel for the Commonwealth apologizes to this Court and to Plaintiffs' counsel  
4 for this oversight and any inconvenience it may have caused.

5 DATE: November 22, 2006.

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7 Deborah L. Covington  
8 Assistant Attorney General  
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